

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF HAWAII

In the Matter of the Application of)
)
AMERICAN PACIFIC TRANSPORT CO., LTD.)
)
To Sell Its Capital Stock to a Motor)
Carrier Pursuant to Section 271-18,)
Hawaii Revised Statutes)
_____)

DOCKET NO. 01-0401

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DIV. OF CONSUMER AFFAIRS
DEPT. OF COMMERCE AND
CONSUMER AFFAIRS
1505 BERKELEY ST.
HONOLULU, HI 96813

DECISION AND ORDER NO. 19541

Filed August 27, 2002
At 11:30 o'clock A.M.

Karen Higashi
Chief Clerk of the Commission

ATTEST: A True Copy
KAREN HIGASHI
Chief Clerk, Public Utilities
Commission, State of Hawaii.

K. Higashi

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Docket No. 01-0401
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DECISION AND ORDER

I.

By an application filed on September 24, 2001, AMERICAN PACIFIC TRANSPORT CO., INC. (Applicant) requests commission approval to sell all of its capital stock to COURIER CORPORATION OF HAWAII (Courier) pursuant to Hawaii Revised Statutes (HRS) § 271-18(c). Applicant is a common carrier of property by motor vehicle authorized to operate in the general commodities classification over irregular routes on the island of Oahu, under certificate of public convenience and necessity no. 242-C. Courier is a common carrier of property by motor vehicle authorized to operate in the general commodities classification over irregular routes on the island of Oahu, under certificate of public convenience and necessity no. 80-C.

Applicant served copies of the application on the Hawaii Transportation Association, which consists of carriers that may be affected by Applicant's proposed service, and on the Division of Consumer Advocacy, Department of Commerce and Consumer Affairs (Consumer Advocate). The Consumer Advocate did

not participate in this proceeding, and no persons moved to intervene in this docket.

II.

Upon review of Applicant's application, the commission finds that the sale of all of Applicant's capital stock to Courier is just and reasonable and will be consistent with the public interest. Accordingly, we conclude that the proposed transaction is in accordance with HRS § 271-18, and should, therefore, be approved. However, we reserve the right to impose terms and conditions on Applicant and Courier in the future, should such terms be required in the public interest.

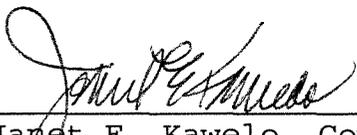
III.

THE COMMISSION ORDERS that Applicant's application, filed on September 24, 2001, is approved, and Applicant is authorized to sell all of its capital stock to Courier.

DONE at Honolulu, Hawaii this 27th day of August, 2002.

PUBLIC UTILITIES COMMISSION
OF THE STATE OF HAWAII

By 
Wayne H. Kimura, Chairman

By 
Janet E. Kawelo, Commissioner

APPROVED AS TO FORM:


Benedyne S. Stone
Commission Counsel
01-0401.eh

CERTIFICATE OF SERVICE

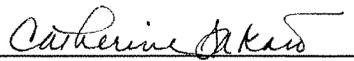
I hereby certify that I have this date served a copy of the foregoing Decision and Order No.19541 upon the following parties, by causing a copy hereof to be mailed, postage prepaid, and properly addressed to each such party.

DEPARTMENT OF COMMERCE AND CONSUMER AFFAIRS
DIVISION OF CONSUMER ADVOCACY
P. O. Box 541
Honolulu, HI 96809

AMERICAN PACIFIC TRANSPORT COMPANY, LTD.
c/o ROBERT E. LEWIS
2635 Waiwai Loop
Honolulu, HI 96819

COURIER CORPORATION OF HAWAII
c/o WILLIAM S. ASPERGREN JR., CEO
500 Alakawa Street
Honolulu, HI 96820

MICHAEL RUDY, ESQ.
McDONALD RUDY & BURNS
1001 Bishop Street, #2600
Honolulu, HI 96813



Catherine Sakato

DATED: August 27, 2002